

1 JESSE SBAIH & ASSOCIATES, LTD.  
2 Jesse M. Sbaih (#7898)  
3 Ines Olevic-Saleh (#11431)  
The District at Green Valley Ranch  
170 South Green Valley Parkway, Suite 280  
Henderson, Nevada 89012  
4 Tel (702) 896-2529  
5 Fax (702) 896-0529  
Email: [jsbailh@sbaileylaw.com](mailto:jsbailh@sbaileylaw.com)  
6 Attorneys for Relator

7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA *ex rel.*  
10 TALI ARIK, M.D.

11 Plaintiffs/Relators,  
12 vs.

13 DVH HOSPITAL ALLIANCE, LLC, d/b/a  
14 DESERT VIEW HOSPITAL; VALLEY  
15 HEALTH SYSTEM LLC, d/b/a THE  
16 VALLEY HEALTH SYSTEM; UNIVERSAL  
17 HEALTH SERVICES, INC.; VISTA  
18 HEALTH MIRZA, M.D. P.C. d/b/a VISTA  
19 HEALTH; and IRFAN MIRZA, M.D.

20 Defendants,

21 Case No.: 2:19-cv-01560-JAD-VCF

22 **STIPULATION AND ORDER FOR  
EXTENSION OF TIME TO FILE  
RESPONSE TO**

23 **(1) MOTION TO DISMISS SECOND  
AMENDED COMPLAINT BY  
DEFENDANT DVH HOSPITAL  
ALLIANCE, LLC; MEMORANDUM OF  
POINTS AND AUTHORITIES (ECF NO.  
69);**

24 **(2) MOTION TO DISMISS SECOND  
AMENDED COMPLAINT BY  
DEFENDANTS VALLEY HEALTH  
SYSTEM LLC AND UNIVERSAL  
HEALTH SERVICES, INC.;  
MEMORANDUM OF POINTS AND  
AUTHORITIES (ECF NO. 72); AND**

25 **(3) DEFENDANTS VALLEY HEALTH  
SYSTEM LLC AND UNIVERSAL  
HEALTH SERVICES, INC.'S MOTION  
FOR JOINDER TO MOTION TO  
DISMISS SECOND AMENDED  
COMPLAINT BY DEFENDANT DVH  
HOSPITAL ALLIANCE LLC (ECF NO.  
73)**

26 [First Request] ECF No. 78

27 PLAINTIFF UNITED STATES OF AMERICA *ex rel.* TALI ARIK, M.D. ("Plaintiff"), by and  
through his counsel of record, JESSE SBAIH & ASSOCIATES, LTD., and DEFENDANTS DVH  
28 HOSPITAL ALLIANCE, LLC, d/b/a DESERT VIEW HOSPITAL, VALLEY HEALTH SYSTEM

1 LLC, d/b/a THE VALLEY HEALTH SYSTEM and UNIVERSAL HEALTH SERVICES, INC.  
2 (collectively “Defendants”), by and through their counsel of record, the law firm of McDERMOTT  
3 WILL & EMERY, LLP, hereby stipulate and agree that the time for Plaintiff to file his responses and  
4 Defendants to file their replies, will be extended as set forth herein with respect to the following  
5 documents:

6 (1) MOTION TO DISMISS SECOND AMENDED COMPLAINT BY DEFENDANT DVH  
7 HOSPITAL ALLIANCE, LLC; MEMORANDUM OF POINTS AND AUTHORITIES (ECF NO. 69)  
8 (henceforth “DVH’s Motion to Dismiss);

9 (2) MOTION TO DISMISS SECOND AMENDED COMPLAINT BY DEFENDANTS  
10 VALLEY HEALTH SYSTEM LLC AND UNIVERSAL HEALTH SERVICES, INC.;  
11 MEMORANDUM OF POINTS AND AUTHORITIES (ECF NO. 72) (henceforth “VHS and UHS  
12 Motion to Dismiss”), and

13 (3) DEFENDANTS VALLEY HEALTH SYSTEM LLC AND UNIVERSAL HEALTH  
14 SERVICES, INC.’S MOTION FOR JOINDER TO MOTION TO DISMISS SECOND AMENDED  
15 COMPLAINT BY DEFENDANT DVH HOSPITAL ALLIANCE LLC (ECF NO. 73) (henceforth  
16 “VHS and UHS Joinder”)

17 Plaintiff’s response to DVH’s Motion to Dismiss is currently due on December 29, 2020, while  
18 Plaintiff’s response to the VHS and UHS Motion to Dismiss, and VHS and UHS Joinder are currently  
19 due on December 30, 2020.

20 The parties hereby stipulate that the due date for Plaintiff’s Responses to DVH’s Motion to  
21 Dismiss, VHS and UHS Motion to Dismiss, and VHS and UHS Joinder be extended to **January 18,**  
22 **2021** and the Defendants’ Replies to same be extended to **February 8, 2021**.

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

### **Reason for Extension**

The subject extensions are sought due to upcoming end-of-the-year holidays and as well as Plaintiff's counsel's already demanding litigation schedule in the beginning of 2021. This is the first request for extension and it is made in good faith and not for the purpose of delay.

DATED this 22nd day of December, 2021.

DATED this 22nd day of December, 2021.

## JESSE SBAIH & ASSOCIATES, LTD.

## McDERMOTT WILL & EMERY, LLP

/s/Jesse M. Shah

Jesse M. Sbaih

JESSE SBAIJH & ASSOCIATES, LTD.

**JESSE SPARK & ASSOCIATES,  
The District at Green Valley Ranch**

170 South Green Valley Parkway, Suite 280

Henderson, Nevada 89012

*Attorneys for Plaintiff*

/s/Gregory R. Jones

Gregory R. Jones, Esq.

McDERMOTT WILL & EMERY, LLP

2049 Century Park East, Suite 3200

Los Angeles, CA 90067

## *Attorneys for Defendants*

ORDER

IT IS SO ORDERED.

U.S. District Judge Jennifer A. Dorsey  
Dated: December 22, 2020